

# CHAPLAIN MAKES BREAK IN PRAYER

Targets That He Is Paid for  
His Work by Tax-  
payers.

## INTERFERENCE WAS CAUSE OF MUCH COMMENT

House Passes Resolution Con-  
gratulating U. S. Senate on  
Action in Smoot Case.

There were three sensational inci-  
dents in the House Wednesday, one of  
which ruffled the dignity of the rep-  
resentatives very much and which  
brought the return of some official  
papers to the sheriff of Salt Lake county.  
The first of these incidents was when  
an official chaplain in his prayer re-  
ferred to the Smoot case then pending  
before the Senate of the United States,  
and his calling upon the Great Giver of  
all things to cause confusion to those  
who protested against the retention of  
the apostolic member of the polygamous  
church in the Senate.

The second was the resolution of  
the Senate of the United States in re-  
lation to the Smoot case and which  
went through with a whirl under a  
suspension of the rules.

The third was when Sheriff Emery  
announced to the Speaker and the  
chief clerk of the House that he had  
received a collection agency of Salt Lake  
county, and that he had returned the  
papers in the case to the sheriff's  
office, as under the law legislators are  
deemed to be in session.

There were several spirited debates  
and the day, one of H. R. No. 58,  
which did it pass, would abolish the  
institute of the State, and another  
on the Sunday theater closing measure.  
This latter was recommended by the  
Judiciary committee to have the  
bill passed.

Mr. Speaker Joseph was a partici-  
pant in both debates, favoring the  
abolition of the art institute. An attempt  
was made upon his part to have certain  
communications in relation to the  
institute bill expunged from the record  
filed.

Mr. Speaker was late in arriving, and  
the House was called to order by Chief  
Clerk Buchanan. When the Speaker  
was called before the House and called upon  
by Mr. Thompson, who had been chosen  
temporary Speaker, to explain. He gave  
a valid excuse for his absence, and  
then he turned himself a banquet to  
give the members before final adjourn-  
ment of the assembly.

During the time the Senate was in  
session Wednesday, which was a busy  
day, several bills were passed, about four  
were recommended and one went over  
for consideration Thursday. The stand-  
ing committee reported three bills favor-  
ably. The Senate had just fairly  
closed down for the transaction of the  
business of the session when a document  
from the House was announced, accom-  
panied by the information that a resolu-  
tion offered by Representative  
Thompson and designated as H. R. No. 123  
had been passed by the House by a  
unanimous rising vote. The text of  
the resolution, which relates to the  
action of the United States Senate in the  
Smoot case, appears elsewhere in the  
proceedings. Secretary Campbell  
announced the resolution without a  
comment in his melodious voice, which  
showed that he has wonderful power  
over his vocal organs.

"What will be done with the resolu-  
tion," Mr. Lawrence asked the President  
of the House, who was at his feet at  
the time, and made a motion that the resolu-  
tion be on the table, which motion  
was seconded by Benner X. Smith.

perhaps, that there are not many ad-  
mirers of Smoot in the body of law-  
makers, entirely made up of Republi-  
cans, demonstrated that the Senate is  
not constituted of a lot of trucking  
politicians in its Smoot machine.

**First Veto of Outlier.**  
The Governor sent to the Senate his  
first veto Wednesday. It related to  
Senate bill No. 15, "making it a mis-  
demeanor for any person to violate any  
of the ordinances of any county, passed  
pursuant to the laws of the State." In  
giving his reasons for refusing to ap-  
prove the bill the Governor said:

"Under this act it would be possible for  
a person to be punished by imprisonment  
for the violation of an ordinance passed  
by a County Court, the provisions of  
which are not important enough to war-  
rant so extreme a penalty. It would also  
open the way for vicious persons to  
harass people against whom they have  
personal animosity, by passing an ordi-  
nance which is too sweeping and the pen-  
alty too severe. If the act could be so  
drafted as to provide for a maximum  
fine of \$100 for a first offense, and  
eliminating the imprisonment, I should  
be pleased to give it my approval."

**HOUSE PASSED SEVERAL BILLS.**  
Gets Busy and Takes Final Action on  
Many Measures.

When the hour of 1 o'clock arrived  
on Wednesday the Speaker not appear-  
ing, Chief Clerk Buchanan called the  
House to order, after which Representa-  
tive Thompson read elected temporary  
Speaker, on the motion of Mr. Smith.  
In his invocation Chaplain Hess re-  
ferred to the Senate of the United States  
and of the probable action in the  
Smoot case thus:

"We pray Thee, O Father, that Thy  
good hand may bless this assembly, the  
Senate of the United States at Washing-  
ton, to the end that the members of that  
body may stand by the Constitutions of  
the United States and the rights of the  
people, and that they may not be led  
abridge the rights of a Sovereign State of  
this Union."

"We pray Thee, that those who have  
sought to bring this great State into con-  
tempt may be brought to confusion and  
that it may continue to be a land of free-  
dom, as decided by the mouth of Thy  
holy prophets."

The journal was then read, corrected  
and approved.

A message was received from the  
Governor stating that he had signed  
H. R. No. 15, fixing the penalty in con-  
tempt cases and had filed the bill with  
the Secretary of State. The message  
was filed.

A communication from the Senate  
announced the fact that S. B. No. 51,  
by Rashand, to prohibit the use of slot  
machines and prescribing a penalty  
for violation of the act had been sub-  
mitted to the Senate of the United States  
on the same subject.

**Reports of Standing Committees.**  
From the Judiciary committee, to  
whom was referred H. R. No. 14, by  
Mr. Meeks, relating to making gam-  
bling a felony, reporting unfavorably,  
and recommending that said bill be not  
passed.

From the Judiciary committee, to  
whom was referred H. R. No. 140, by  
Mr. Holt, relating to the preservation  
of ancient relics, reporting favorably  
and recommending that said bill be  
passed.

From the committee on Irrigation  
and Reservoirs, to whom was referred  
S. B. No. 22, by Mr. Callister, "An act  
to amend section 2, chapter 59, Laws  
of Utah, 1905, as amended by chapter  
18, Laws of Utah, 1905, creating the  
reservoir Land Grant fund and provid-  
ing for the procuring of reservoir  
sites and the construction of reservoirs  
for the purpose of supplying water to  
the State and Utah, recommending the  
bill be passed."

From the committee on Municipal  
Corporations, to whom was referred  
H. R. No. 216, by Mr. Marks, "An act  
to amend section 18 of chapter 609,  
Laws of Utah, 1901, as amended by  
chapter 52, Laws of Utah, 1903, relat-  
ing to appeals from final judgment in  
city courts in cities of the first class,"  
recommending that it be not passed."

From the committee on Highways  
and Bridges, to whom was referred  
House bill No. 83, by Mr. Brown, an  
act making appropriation for the im-  
provement of the existing roads and  
bridges of Carbon county; also House  
bill No. 60, by Mr. Taft, an act making  
appropriation for the improvement of  
existing roads and bridges in Wayne  
county; also House bill No. 147, by Mr.  
Henrie, an act making appropriation  
for the improvement of existing roads  
and bridges in Garfield county; also  
House petition No. 10, from the Town  
of Panguitch, for an appropriation for  
the construction of a bridge over the Rio  
Virgin river, and House bill No. 130,  
by Mr. Cottam, providing for the build-  
ing of the bridge asked for in said petition;  
also House bill No. 167, by Mr. Harris,  
an act making appropriation for the  
construction of a public bridge across  
the San Rafael river, in Emery county;  
also House bill No. 37, by Mr. Larsen,  
an act making appropriation for the  
improvement of existing roads and  
bridges in Emery county, followed by  
House petition No. 9, of the property  
owners of Emery county, by Mr. Lar-  
sen, recommending that said bills be  
referred to the Committee on Appropriations.

From the Judiciary committee, re-  
porting back House bill No. 148, by  
Richardson, prohibiting the frequenting  
of saloons by females, and providing  
a penalty therefor, recommending that  
it do not pass.

From the Judiciary committee, re-  
porting back House bill No. 36, by Sut-  
ton, in relation to taxation and defining  
the powers and duties of the State  
Board of Equalization, with the recom-  
mendation that it do not pass.

From the committee on Revenue, re-  
porting back House bill No. 103, by  
Renner X. Smith, relating to the pay-  
ment of annual State license; providing  
for the enforcement of the same and pre-  
scribing a penalty therefor, with the  
recommendation that it pass.

All of the reports except the one on  
House bill No. 18, were approved.

**Hot Debate Over Two Reports.**  
There was a long debate and one  
that was somewhat personal over the  
reports on House bill No. 58. The ma-  
jority report that the bill do not pass  
left the act on the statute books, while  
the minority report, recommending the  
passage of the bill, repealed the present

law. During the discussion of the re-  
ports the Speaker arrived, and after  
giving his excuse for non-arrival on  
time and fining himself a banquet for  
the members of the House before final  
adjournment of the Assembly, he took  
a hand in the discussion, advocating the  
minority report. Mr. Westphal speak-  
ing in behalf of the majority report.

**GOVERNOR'S FIRST VETO.**  
Returns to the Senate a Measure With-  
out His Approval.

The Senate was called to order at 2  
p. m. by President Leary. The roll  
showed a quorum present. Prayer was  
offered by the chaplain, Rev. P. A.  
Simpkin. The minutes of the thirty-  
seventh session were read and approved,  
whereupon the Senate proceeded to  
transact the following business.

**Communications From the Governor.**  
A communication was received from  
the Governor stating that he had ap-  
proved and filed in the office of the Sec-  
retary of State Senate bill No. 14, mak-  
ing it a misdemeanor to drive any  
vehicle over highways or school grounds  
at a dangerous rate of speed, and pro-  
viding a penalty therefor. The communi-  
cation was filed.

In a communication the Governor set  
forth his reasons for returning to the  
Senate without his approval Senate bill  
No. 15, making it a misdemeanor for  
any person to violate any of the ordi-  
nances of any county, passed pursuant  
to the laws of this State. The communi-  
cation was filed.

**Communications From House.**  
A communication was received stat-  
ing that the House in that body had  
passed by a rising vote House joint resolu-  
tion No. 5. The communication was filed.

A communication that the Governor  
had approved and filed in the office of  
the Secretary of State House bill No.  
15, relating to judgment and penalty  
in contempt cases, was read and filed.

House joint resolution, Thompson—  
The University and Seminary, was read,  
amended from the House and read, and  
upon motion of Mr. Lawrence, was laid  
on the table. The communication reads  
as follows:

"Be it resolved by the Legislature of the  
State of Utah,  
That in determining that the Honorable  
Reed Smoot is entitled to his seat, the  
United States Senate has stood for Con-  
stitutional rights, and has avoided a dan-  
gerous precedent."

Mr. Tolton advocated the passage of  
the bill, and the recommendation of the  
Governor's message and the action of  
the Salt Lake Ministerial association  
in adopting resolutions regarding the  
bill on February 1.

At this juncture, Mr. Speaker an-  
nounced that he had just received a  
telephone message from the Governor,  
stating that a message had just come  
announcing the fact that Senator Smoot  
had been sustained and would retain his  
seat in the United States Senate.

The bill was then read the first time  
and referred to the Committee on Edu-  
cation.

A communication from the House  
that H. R. No. 64, by Mr. Robinson,  
giving County Assessors authority to  
levy a tax on taxable property, was  
passed, was read and referred to the  
Committee on Ways and Means.

A communication from the House  
stating that H. R. No. 63 had passed,  
relating to the rights of the first, second  
and third class providing for the set-  
tlement between a school district, or a  
part of a school district, and a city,  
when annexed by extension of the city  
limits. The communication was filed in  
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